IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

WRIT PETITION NO.6909 OF 2004

Shri Sant Sena Samaj Sahakari
Bhadekaru Malaki Griha Nirman
Sanstha Maryadi ... .. Petitioner

Vs

1. The District Collector, Sangli
and ors. .. Respondents

Mr Anil Kumar Patil,for the petitioner.

Mr D.A.Patil, AGP for the respondents.

CORAM : D.B.BHOSALE,J.

DATE : 11th October, 2004.

PC:

1. Heard the learned counsel for the parties.

2. By this petition, the petitioner has challenged the letter dated 31.5.2004 of the Tahasildar, Walwa, addressed to the petitioner informing him that removal of the encroachment on the society's land does not fall within his jurisdiction and the Society may take appropriate steps for its removal. The application of the petitioner seeking removal of the encroachment was, accordingly, filed. In my opinion, the Tahasildar has

rightly denied to take any action in the matter since the encroachment is on the society's plot. It is always open for the petitioner to adopt appropriate proceedings for removal of the encroachment made on their land by the Government. In the circumstances, I see no reason to exercise writ jurisdiction under Article 227 of the Constitution. The writ petition is, accordingly, disposed of.

(D.B.BHOSALE, J.)